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ORIGINALLY FILED

373

PATENT

Applicant: Swanson

Serial No.: 09/761,981

Filing Date: January 17, 2001

Title: Fluid Cooled Apparatus For
Supporting Diagnostic And Therapeutic
Elements In Contact With Tissue

Group Art Unit: 3739

Examiner: Unassigned

I certify that on 8/12/02, which is the
date I am signing this certificate, this correspon-
dence and all attachments mentioned are being
deposited in the United States Postal Service as
first class in an envelope addressed to: Assistant
Commissioner for Patents, Washington, D.C.
20231.


Craig A. Slavin

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

AUG 23 2002

RESPONSE TO THE RESTRICTION REQUIREMENT

DATED JULY 29, 2002

TECHNOLOGY CENTER R3700

Sir:

In response to the Restriction Requirement dated July 29, 2002, in which the
examiner has required restriction to one of the following inventions:

- I. Claims 1-9, drawn to a surgical probe, and
- II. Claims 10-27, drawn to a tissue cooling apparatus;

applicant provisionally elects invention I without traverse for prosecution on the merits.
Applicant reserves the right to file a divisional application directed to the non-elected
invention(s).

Early and favorable consideration of the elected invention are respectfully
requested. Allowance of the claims at an early date is courteously solicited. If for any
reason the Examiner finds the application other than in condition for allowance, the
Examiner is respectfully requested to call Applicants' undersigned representative at (310)
563-1458 to discuss the steps necessary for placing the application in condition for
allowance.

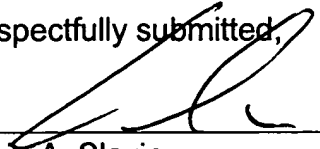
The Commissioner is hereby authorized to charge any additional fees which may
be required, or credit any overpayment to Deposit Account No. 50-0638. Should such

fees be associated with an extension of time, applicant respectfully requests that this paper be considered a petition therefor.

8/12/02
Date

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(310) 563-1460 (Facsimile)

Respectfully submitted,



Craig A. Slavin
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